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5	UNITED STATES DISTRICT COURT DISTRICT OF NEVADA				
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8	CHARLES JU	UAN PROCTOR,)	3:12-cv-0328-Ll	RH-WGC
9		Plaintiffs,		ORDER	
10	vs.				
11	DR. VAN HORN, et al.,				
12		Defendants.)		
13					
14	Plaintiff, who is in the custody of the Nevada Department of Corrections, has submitted an				
15	amended civil rights complaint pursuant to 42 U.S.C. § 1983 (ECF No. 1-1) and an application to				
16	proceed in forma pauperis (ECF No. 5). Based on the financial information provided, the court finds				
17	that plaintiff is unable to prepay the full filing fee in this matter. Therefore,				
18	IT IS ORDERED as follows:				
19	1.	Plaintiff's application to proceed in forma pauperis (ECF No. 1) is GRANTED; no			
20	initial partial filing fee toward the full filing fee of three hundred fifty dollars (\$350.00)				
21	shall be required. However, even if this action is dismissed, the full filing fee must sti be paid pursuant to 28 U.S.C. § 1915(b)(2).				
22					
23	2. The plaintiff is permitted to maintain this action to conclusion without the necessity o				
24	prepayment of any additional fees or costs or the giving of security therefore				g of security therefor. This order
25	granting leave to proceed in forma pauperis shall not extend to the issuance of subpo				tend to the issuance of subpoenas
26	at government expense.				
27	3.	Pursuant to 28 U.S.	.C. § 1915(b)(2),	the Nevada Depar	tment of Corrections shall pay to
28		the Clerk of the Un	ited States Distri	ct Court, District	of Nevada, 20% of the preceding

month's deposits to plaintiff's account (inmate #80050), in the months that the account exceeds \$10.00, until the full \$350.00 filing fee has been paid for this action. The Clerk of the Court shall **SEND** a copy of this order to the Finance Division of the Clerk's Office. The Clerk shall also **SEND** a copy of this order to the attention of the Chief of Inmate Services for the Nevada Department of Corrections, P.O. Box 7011, Carson City, NV 89702.

- 4. The Clerk shall electronically **SERVE** a copy of this order and a copy of plaintiff's complaint on the Office of the Attorney General of the State of Nevada, attention Pamela Sharp.
- 5. Subject to the findings of the screening order (ECF No. 7), within **twenty-one** (21) days of the date of entry of this order, the Attorney General's Office shall file a notice advising the court and plaintiff of: (a) the names of the defendants for whom it <u>accepts</u> service; (b) the names of the defendants for whom it <u>does not accept</u> service, and (c) the names of the defendants for whom it is filing last-known-address information under seal. As to any of the named defendants for which the Attorney General's Office cannot accept service, the Office shall file, under seal, the last known address(es) of those defendant(s) for whom it has such information.
- 6. If service cannot be accepted for any of the named defendant(s), plaintiff shall file a motion identifying the unserved defendant(s), requesting issuance of a summons, and specifying a full name and address for the defendant(s). For the defendant(s) as to which the Attorney General has not provided last-known-address information, plaintiff shall provide the full name and address for the defendant(s).
- 7. If the Attorney General accepts service of process for any named defendant(s), such defendant(s) shall file and serve an answer or other response to the complaint within sixty (60) days from the date of this order.

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8. Henceforth, plaintiff shall serve upon defendant(s) or, if an appearance has been entered by counsel, upon their attorney(s), a copy of every pleading, motion or other document submitted for consideration by the Court. Plaintiff shall include with the original paper submitted for filing a certificate stating the date that a true and correct copy of the document was mailed to the defendants or counsel for the defendants. If counsel has entered a notice of appearance, the plaintiff shall direct service to the individual attorney named in the notice of appearance, at the address stated therein. The Court may disregard any paper received by a district judge or magistrate judge which has not been filed with the Clerk, and any paper received by a district judge, magistrate judge, or the Clerk which fails to include a certificate showing proper service.

IT IS SO ORDERED.

DATED: March 25, 2013.

UNITED STATES MAGISTRATE JUDGE

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